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10 IN THE UNITED STATES DISTRICT COURT  
11  
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA

13  
14 **STATE OF CALIFORNIA, STATE OF**  
15 **COLORADO, STATE OF DELAWARE,**  
16 **COMMONWEALTH OF**  
17 **MASSACHUSETTS, STATE OF NEW**  
18 **JERSEY, STATE OF NEW MEXICO,**  
19 **STATE OF NEW YORK, STATE OF**  
20 **OREGON, STATE OF RHODE ISLAND,**  
21 **STATE OF VERMONT, and STATE OF**  
22 **WASHINGTON,**

23 Plaintiffs,

24 v.

25 **UNITED STATES OF AMERICA, U.S.**  
26 **ENVIRONMENTAL PROTECTION**  
27 **AGENCY, LEE ZELDIN,** in his official  
28 capacity as Administrator of the U.S.  
Environmental Protection Agency, and  
**DONALD J. TRUMP,** in his official capacity  
as President of the United States,

Defendants.

Case No. 4:25-cv-04966-HSG

**PLAINTIFFS' OPPOSITION TO TRUCK  
RENTING AND LEASING  
ASSOCIATION ET AL.'S MOTION FOR  
LEAVE TO FILE AN AMICI CURIAE  
BRIEF IN SUPPORT OF DEFENDANTS'  
MOTION TO DISMISS**

Date: Nov. 20, 2025

Time: 2:00 p.m.

Judge: Hon. Haywood S. Gilliam, Jr.

Action filed: June 12, 2025

1 Plaintiffs State of California et al. (“Plaintiff States”) respectfully submit this opposition to  
 2 Proposed Amici Curiae Truck Renting and Leasing Association et al.’s (“Amici”) Motion for  
 3 Leave to File An Amicus Curiae Brief In Support of Defendants’ Motion to Dismiss filed on  
 4 September 26, 2025 (“Motion”). ECF No. 139.

5 In their Motion, Amici seek leave of this Court to file a brief supporting the pending motion  
 6 to dismiss filed by Defendants United States et al. on September 19, 2025 (ECF No. 118). ECF  
 7 No. 139. However, Plaintiff States have notified the Court and parties of their intention to file an  
 8 amended complaint as of right under Federal Rule of Civil Procedure 15(a)(1)(B). ECF No. 151.  
 9 The amended complaint will supersede the original complaint and therefore render the pending  
 10 motion to dismiss moot. *Ramirez v. Cnty. of San Bernardino*, 806 F.3d 1002, 1008 (9th Cir.  
 11 2015); *Reckstin Fam. Tr. v. C3.ai, Inc.*, No. 22-CV-01413-HSG, 2025 WL 490470, at \*1 (N.D.  
 12 Cal. Feb. 13, 2025); *see* ECF No. 151. Because the underlying motion to dismiss that Amici seek  
 13 to support is moot, so is Amici’s request and it should be denied without a hearing.<sup>1</sup>

14 For these reasons, Plaintiff States oppose Amici’s Motion.

15  
 16 Dated: October 10, 2025

Respectfully submitted,

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20  
 21 /s/ M. Elaine Meckenstock  
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 24 (Additional signatures below)  
 25  
 26  
 27

28 <sup>1</sup> The Motion was re-noticed and set for hearing on November 20, 2025. ECF No. 144.

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Pursuant to Local Rule 5-1(i), I attest that all signatories to this document concurred in its filing.

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